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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Achilefu et al.

Application No.:

10/814,404 (Divisional of U.S. Patent Application Serial No.

09/688,949 filed October 16, 2000, now U.S. Patent No. 6,716,413)

Filed:

March 31, 2004

Art Unit:

Unknown

Confirmation No.:

5388

Examiner:

Unknown

Title:

TISSUE-SPECIFIC EXOGENOUS OPTICAL AGENTS

Atty. Docket No.:

MRD-54DV

Cincinnati, Ohio 45202

June 1, 2004

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of candor and good faith imposed by 37 C.F.R. §1.56 and means of complying therewith according to 37 C.F.R. §§1.97 and 1.98, the references listed on the attached Form PTO-1449 are called to the attention of the United States Patent and Trademark Office in connection with the aboveidentified patent application. The pertinency of each of these disclosures is evident in the file wrapper of applicants' Achilefu et al. parent application Serial No. 09/688,949,

filed October 16, 2000, now U.S. Patent No. 6,716,413 upon which this divisional

application is based. Accordingly, no further comment on the disclosures is believed

necessary.

Copies of the cited references are in the parent case and thus copies are

not submitted herewith, except for the International Search Report in the corresponding

PCT Application No. PCT/US01/31720.

No representation is made that the cited art is the only art or that the cited

art represents the best art.

The Examiner is urged to consider the cited references and to make an

independent decision with respect to their materiality.

Applicants do not believe that this response requires that any fees be

submitted, however, if any fees are deemed necessary, these may be charged to

Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

Beverly A. Lyman, Ph.D.

Reg. No. 41,961

2700 Carew Tower 441 Vine Street Cincinnati, Ohio 45202

Office: (513) 241-2324

Fax: (513) 421-7269

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SUBSTITUTE FORM 1449

U.S. DEPAI PATENT A

FORMATION DISCLOSURE

ATEMENT BY APPLICANT

(37 CFR 1648)

TRIPE SEE SEVERAL SHEETS IF NECESSARY)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO. MRD/54DV

SERIAL NO. 10/814,404

APPLICANT

Samuel Achilefu, et al.

FILING DATE March 31, 2004 GROUP Unknown

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT											APPLICANT Samuel Achilefu, et al.						
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J.R Michael F. Tweedle, Ph.D. et al., A Noninvasive Method for Monitoring Renal Status at Bedside, Investigative Radiology, Vol. 32, No. 12, 1997, pp. 802-805.

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EXAMINER

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EXAMINER: Initial if citation considered, whether or not in conformance. Draw line through citation only if not in conformance <u>and</u> not considered. Include a copy of this form with next communication to applicant.